

STATE OF CALIFORNIA
DEPARTMENT OF CORPORATIONS

FINAL TEXT OF PROPOSED CHANGES
UNDER THE CALIFORNIA FINANCE LENDERS LAW
PURSUANT TO NOTICE OF PROPOSED AMENDMENTS
DATED: APRIL 5, 2007

1. Amend Section 1409 to read:

1409. Officers, Directors, ~~and Partners,~~ and Other Persons: Maintenance of Current List with Commissioner: Information Required.

A finance company shall at all times maintain on file with the Commissioner a current list of officers, directors, and partners in the case of a partnership, and other persons named in the application. Changes in partnerships are limited to the conditions set forth in Section 22151(b) of the Law. In the event of any change, other than transfers between branch offices, in the officers, directors, or partners, or other persons named in the application, a finance company shall file with the Commissioner an amendment to the application containing the same information in relation to the new ~~officers, directors, or partners~~ person(s) as is required in the ~~event of an original application for license,~~ within thirty days from the date of the change.

NOTE: Authority cited: Section 22150, Financial Code. Reference: Sections 22108, 22150 and 22151, Financial Code.

~~1.~~ 2. Amend Section 1422 to read:

1422. Application for License as a Finance Lender or Broker: Form.

(a) The application for a license as a finance lender or broker pursuant to Financial Code Section 22100 shall be filed upon the form set forth in subdivision (c) of this section.

(b) Within 45 calendar days from the receipt of the application under this rule, the California Corporations Commissioner shall inform the applicant, in writing, that the application is complete and accepted for filing, or that the application is deficient and specify what information is required to complete the application. Within 60 calendar days from the filing of a completed application, the California Corporations Commissioner shall reach a decision on the license. ~~The Commissioner's median, minimum, and maximum times for processing an application are 29 calendar days, 2 calendar days, and 122 calendar days, respectively, from the receipt of the initial application to the final decision on the license, based on the Commissioner's actual performance during the two years immediately preceding the proposal of this rule.~~

(c) An application for a license as a finance lender or broker shall be submitted to the California Corporations Commissioner on the following form:

STATE OF CALIFORNIA

DEPARTMENT OF CORPORATIONS

INSTRUCTIONS FOR COMPLETING

THE APPLICATION FOR A LICENSE UNDER THE

CALIFORNIA FINANCE LENDERS LAW (CFL)

NEED ASSISTANCE WITH THE APPLICATION?

Refer to these instructions while completing the CFL application. If you have questions about the application that are not answered by these instructions, call the Department of Corporations'

toll-free telephone number at (866) 275-2677. Departmental personnel cannot provide individual legal or accounting advice. Applicants who need such advice must consult a qualified professional.

FEES AND PROCESSING OF THE APPLICATION

The application and all exhibits must be typewritten. All signatures must be original and not a copy. Attach additional sheets if you need more space to complete an answer to any of the questions. Answer every question in the application, unless these instructions direct otherwise, and label the answers by the corresponding question number or exhibit letter.

The application, including all exhibits, must be accompanied by a nonrefundable application fee of \$200, an investigation fee of \$100, and fingerprint processing fees. The applicable fingerprint processing fee is \$20 per individual if the individual resides in California. If the individual resides outside of California, the applicable fingerprint processing fee is \$86 per individual. The application fee, investigation fee, and fingerprint processing fees are not refundable if the application is denied or withdrawn. Detailed instructions for the fingerprint processing requirements are listed below under “Exhibit C.”

Make check(s) payable to the Department of Corporations for the total amount of all fees. The application, exhibits, and fees must be filed only in the Los Angeles office of the Department of Corporations, located at 320 West 4th Street, Suite 750, Los Angeles, California 90013.

Applications which do not include all required information and exhibits will not be processed.

THE CFLL APPLICATION

References to exhibits in these instructions pertain to specific documents that must be submitted with the CFLL application. The headings used in these instructions correspond to the application item numbers and exhibit letters in the CFLL application.

COVER PAGE OF APPLICATION:

Check **one** box only to reflect the type of license for which you are applying, either “Lender” or “Broker” or “Both.” Do not check more than one box.

ITEM NUMBER 1 OF APPLICATION:

1.a. Name of Applicant:

Provide the applicant’s legal name. For individuals (sole proprietors), list first, middle and last name. If a sole proprietor applicant has no middle name, indicate, e.g., “John [no middle name] Smith.”

Note: Some foreign entities are required by the California Secretary of State’s office to use an assumed name for all business they conduct in California. Such entities should provide that assumed name as the “Name of Applicant” and may only use that name. Such entities are not permitted to use a fictitious business name.

1.b. Fictitious Business Name:

An applicant who intends to conduct CFLL business under a fictitious business name that is different from its legal name should list the fictitious business name here. Enter the name exactly as it appears on the Fictitious Business Name Statement as filed with the county clerk. The fictitious business name must be provided in addition to the legal name. Applicants who intend to conduct business under a fictitious business name are required to comply with the rules governing the filing of a fictitious business name as set forth in the Business and Professions Code, beginning at Section 17900.

1.c. Filing of Fictitious Business Name:

Provide the name of the county in which the fictitious business name is filed. The fictitious business name must be filed in the county of the applicant's main office address.

ITEM NUMBER 2 OF APPLICATION:

Applicant is Organized and Will Do Business As:

Check the appropriate box to indicate the organizational form of the applicant.

ITEM NUMBER 3 OF APPLICATION:

Applicant's Licensed Place of Business:

Provide the applicant's full proposed place of CFLL business, including number and street, city, county, state, and zip code. An additional CFLL license is required for each additional business location.

ITEM NUMBER 4 OF APPLICATION (Sole Proprietor Applicants ONLY):

This item is to be completed only by applicants who are sole proprietors and not organized as any other form of business.

4.a. Name of Sole Proprietor Applicant:

List the sole proprietor's full first, middle, and last name. If the applicant has no middle name, indicate, e.g., "John [no middle name] Smith."

4.b. Person(s) Who Will Be In Charge of the Place of Business:

Provide the full name, address, telephone number, and e-mail address of all managers as "person(s) who will be in charge of the place of business." "Managers" are persons with authority to manage the operations of the organization in California.

4.c. Agent for Service of Process (Sole Proprietor Applicants Outside of California ONLY):

Provide the name and address of the applicant's agent for service of process in California. Provide this information if the applicant has an agent in California who is authorized to accept service on its behalf. As an example, it is common for persons to authorize their attorney to accept service of process on their behalf. Indicate if there is no authorized agent for service of process in California by stating "none".

ITEM NUMBER 5 OF APPLICATION (Partnership Applicants ONLY):

This item of the application must be completed only by applicants organized as a general or limited partnership.

5.a. Organization:

Include the full date (month, day, and year) and the state where the partnership was organized.

5.b. General Partners:

Provide the requested information for all general partners and indicate if the general partner is a managing general partner by checking the box.

5.c. Person(s) Who Will Be In Charge of the Place of Business:

Provide the full name, address, telephone number, and e-mail address of all managers as “person(s) who will be in charge of the place of business.” “Managers” are persons with authority to manage the operations of the organization in California.

5.d. and 5.e. Other Persons:

List the full name of any other person with direct involvement in the applicant’s proposed activities under the CFLL license in 5.d. and any person that owns or controls, directly or indirectly, 10% or more of the applicant in 5.e.

5.f. Agent for Service of Process (General Partnership Applicants ONLY):

Provide the name and address of the applicant’s agent for service of process in California. Provide this information if the applicant has an agent in California who is authorized to accept service on its behalf. For example, it is common for persons to authorize their attorney to accept service of process on their behalf. Indicate if there is no authorized agent for service of process in California by stating “none”.

ITEM NUMBER 6 OF APPLICATION (Corporations and Other Business Entities):

Complete this item of the application only if the applicant is applying as a corporation, limited liability company, joint venture, association, joint stock company, trust, unincorporated organization, government, or political subdivision of a government.

6.a. Organization:

Include the full date (month, day, year) of organization and the state where the applicant was organized.

6.b. Officers and Directors:

List the full name of each of the officers, directors, managers, and trustees.

6.c. Person(s) Who Will Be In Charge of the Place of Business:

Provide the full name, address, telephone number, and e-mail address of all managers as “person(s) who will be in charge of the place of business.” “Managers” are persons with authority to manage the operations of the organization in California.

6.d. and 6.e. Other Persons:

List the full name of any other person with direct responsibility for the applicant’s proposed activities under the CFLL license in 6.d. and any other person that owns or controls, directly or indirectly, 10% or more of the applicant in Item 6.e.

ITEM NUMBER 7 OF THE APPLICATION:

Regulatory or Other Action:

Financial Code Section 22109 states that an application may be denied if the applicant or other interested parties have committed specific acts. Check the appropriate box to indicate whether the applicant has been subject to any administrative or criminal action, or any civil action involving an act of dishonesty, fraud, or deceit in California, any other state, or foreign jurisdiction. Describe, if applicable, by providing the information requested. Attach a copy of each action.

ITEM NUMBER 8 OF APPLICATION:

Other Business at Location:

Financial Code Section 22154 requires written authorization from the California Corporations Commissioner to conduct non-CFLL business from a CFLL-licensed location. Check the appropriate box. Describe, if applicable, any other business that will be conducted from the same location as the CFLL-licensed business. If none, so state.

ITEM NUMBER 9 OF APPLICATION:

Bonding Agent:

Provide the name, address, and telephone number of the bonding agent that the Department can contact regarding the applicant's surety bond.

ITEM NUMBER 10 OF APPLICATION:

10.a. Proposed Activities:

This item of the application requires the applicant to provide basic information regarding its proposed activities. Check the appropriate boxes to indicate the type of collateral that will be securing the loans that you are making or brokering, and indicate the corresponding minimum dollar amount of the loans made or brokered. Check all boxes that are applicable. There is a statutory minimum of \$5,000 or more for commercial purpose loans and consumer loans secured by real estate.

10.b. Business Plan:

Provide a short description of how the applicant plans to conduct business under the CFLL license. Include any information necessary for the California Corporations Commissioner to have an understanding of the type of business that the applicant plans to conduct under this license.

ITEM NUMBER 11 OF APPLICATION:

Qualification of Securities:

Check the appropriate box to indicate whether the applicant's offer and sale of securities have been qualified in California. Under the Corporate Securities Law of 1968, companies, individuals or other entities that offer and sell securities including common stock, debt, limited partnership interests or limited liability company membership interests, employee stock options, etc. in California must claim an exemption or qualify the offering by filing an application. If exempt, the applicant must have the appropriate limited/small offering exemption notice on file with the Department. Please contact our Customer Service Office at 1-866-ASK-CORP (1-866-275-2677) for further information.

EXHIBITS

EXHIBIT A:

Balance Sheet

Exhibit A requires each applicant (i.e., the person identified as "Name of Applicant" in Item Number 1) to submit a financial statement in the form of a balance sheet prepared according to generally accepted accounting principles that is dated no more than 90 days before the date that the application is filed with the Department. For example, if the applicant is a corporation, then submit a balance sheet for the corporation. If the applicant is a sole proprietor, then submit a personal balance sheet. Label the balance sheet as Exhibit A.

The applicant must meet and maintain a minimum net worth of \$25,000 at all times. (Financial Code Section 22104.) If the applicant does not meet this net worth requirement as evidenced by

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the balance sheet submitted with the application then the application cannot be approved.

Applicants needing assistance should consult an accountant.

EXHIBIT B:

Surety Bond

Provide the original surety bond, including riders and endorsements, in the amount of \$25,000. A bond form and instructions are enclosed.

To complete the bond form:

1. Read the instructions on the bond form before completing the bond.
2. The bond and the cover page of the bond must be in the name of the applicant as provided in Item Number 1 of this application under “Name of Applicant”.
3. The bond must be signed by the applicant (if the applicant is a sole proprietor), or by one of the individuals named in Item Number 4, 5, or 6 of the application and who is authorized to sign on behalf of the applicant, in the space designated “Signature of Principal”.
4. The signature of the applicant must be notarized.

5. The bond must contain the original power-of-attorney-form issued by the surety bond company.

6. The bond must be signed by the surety bond company in the space designated “Signature of Attorney-in-Fact for Surety” and the signature must be notarized.

EXHIBIT C:

Statement of Identity and Questionnaire

Each individual (natural person) named in Item Numbers 4, 5, and 6 of the application must complete a Statement of Identity and Questionnaire. Submit the Statement of Identity and Questionnaire with the fingerprint information and the cost of fingerprint processing (discussed below).

The 10-year employment and residence histories in the Statement of Identity and Questionnaire must be complete and accurate. Attach copies of all pertinent court and other documents requested. The Statement of Identity and Questionnaire must be notarized if executed outside the State of California.

If an entity owns or controls 10% or more of the applicant, a Statement of Identity Questionnaire and fingerprints must be submitted for each officer, director, general partner, or managing member, as applicable, unless the applicant or entity can make the following representation in a separate cover letter that is incorporated by reference into the CFLL application:

1. _____ is a passive investor and is not

(Name of Entity)

responsible in any way for the conduct of the applicant's lending activities in California.

Therefore, it is unnecessary to investigate any individuals managing or controlling

_____.

(Name of Entity)

2. Describe whether the entity has engaged in any act that would constitute a reason for the California Corporations Commissioner to deny a license under Financial Code Section 22109 and if so, fully disclose the acts.

A public company may submit fingerprints only for persons not included on the public company's Form 10-K, Form 10-Q or other similar document filed with the Securities and Exchange Commission. The applicant must submit a copy of Form 10-K, Form 10-Q, or other similar document that includes the name of the individuals not submitting fingerprints. Statement of Identity and Questionnaires must still be completed for all individuals. For purposes of this paragraph, "public company" means a company whose securities are listed or designated on a national securities exchange certified by the California Corporations Commissioner under Subdivision (o) of Section 25100 of the California Corporations Code.

Fingerprints

All individuals named in Item Numbers 4, 5, and 6 of the application must submit fingerprints and related information to the Department of Corporations with the application, for the purposes of conducting a criminal history background check. (Financial Code Section 22101.5.)

Applicants must pay for the cost of processing the fingerprints.

In-State Individuals:

Each individual named in Item Numbers 4, 5, and 6 of the application who resides in California must complete a “Request for Live Scan Service” form. The triplicate form can be printed from the Department of Corporations’ website at www.corp.ca.gov. At the home page, select “Applications & Forms” and then select “Financial Services Division.” Under “California Consumer Finance Lenders,” select “Request for Live Scan Service – Applicant Submission (BC8018CFL)” and print the form. Adobe Reader 7.x is required to download the form correctly. The individuals must take the three-part form to a live scan location to have their fingerprints taken by the operator and submitted electronically to the California Department of Justice for processing. The applicant will be required to pay the fees charged by the California Department of Justice for processing the fingerprints directly to the live scan operator. The Attorney General’s website at <http://caag.state.ca.us/fingerprints/publications/contact.htm> has current information concerning the Department of Justice’s fees and the location of live scan terminals. You may also call the Department of Corporations at (866) 275-2677 for information concerning the location of live scan terminals. Submit the “Requesting Agency Copy” of the “Request for Live Scan Service” form and a processing fee of \$20 per individual for live scan submission with the CFL application and the Statement of Identity and Questionnaire to the

Department of Corporations. Make the check for the fingerprint processing fees payable to the Department of Corporations.

Out-of-State Individuals

Individuals residing outside of California are encouraged to come to California, if practical, to have their fingerprints taken and submitted electronically through California's Live Scan process, to significantly decrease the processing time. However, an out-of-state individual named in Item Numbers 4, 5, and 6 may provide fingerprint images to the Department of Corporations on fingerprint cards. Call the Department of Corporations at (866) 275-2677 to obtain fingerprint cards. The Department of Corporations will mail the fingerprint cards to you. In addition, you must also complete a "Request for Exemption from Mandatory Electronic Fingerprint Submission Requirement" form, available from the Attorney General's website at <http://caag.state.ca.us/fingerprints/pdf/bcii9004.pdf>. The fee to process the fingerprint card is \$86 per individual, which includes the Department of Corporations' processing fee of \$20 and the Department of Justice's processing fee of \$66. Make the check for all fees payable to the Department of Corporations. Submit the fingerprint cards, "Request for Exemption from Mandatory Electronic Fingerprint Submission Requirement" form, the fees, and the Statement of Identity and Questionnaire with the CFLL application to the Department of Corporations.

EXHIBIT D (Sole Proprietor Applicants ONLY):

Proof of Legal Presence

Exhibit D is the “Statement of Citizenship, Alienage, and Immigration Status for Application of Department of Corporations License or Certificate,” which must be completed and submitted by **SOLE PROPRIETOR** applicants. Include copies of the acceptable proof of citizenship as outlined in List A of the Statement of Citizenship, Alienage, and Immigration Status.

Complete this form and submit proof of your citizenship only if applying for the license as a sole proprietor. Officers of corporations, limited liability companies or partnerships are not required to complete this form.

EXHIBIT E:

Authorization for Disclosure of Financial Records

Exhibit E is the “Customer Authorization for Disclosure of Financial Records”. Submit this form as part of the application package. The form must be signed by an individual named in Item Numbers 4, 5, or 6 of the application and who is authorized to sign on behalf of the applicant.

EXHIBIT F:

Fictitious Business Name Statement

Submit a copy of the current Fictitious Business Name Statement with the “filed stamp” from the county clerk’s office. The applicant’s name must appear as a registrant on the Fictitious Business Name Statement. Label this document as Exhibit F.

EXHIBIT G: All Corporate Applicants Incorporated In Any State

Corporations must submit an ORIGINAL certificate of qualification or good standing from the Secretary of State or other authority of the applicant’s state of incorporation. The name on the certificate must match the name listed in Item Number 1 of the application. **The certificate must also indicate the original date of incorporation.** Label this document as Exhibit G.

EXHIBIT H (Foreign Corporations ONLY):

Additional Requirements for Applicants Incorporated In States Other Than California

Applicants incorporated OUTSIDE the State of California must submit an original certificate of qualification or good standing issued by the California Secretary of State, in addition to the document required in Exhibit G.

Foreign corporations must register and qualify the corporation to conduct business in the State of California as a foreign corporation through the California Secretary of State. The name on the certificate must match the name listed in Item Number 1 of the application. Label the document as Exhibit H.

EXHIBIT I: All General Partnership Applicants Organized In Any State

Partnership Agreement

Provide a copy of the original partnership agreement. **The agreement must indicate the original date of organization.** Label the document as Exhibit I.

EXHIBIT J: Applicants Organized In Any State as a Limited Partnership or Limited

Liability Company

Limited partnerships and limited liability companies must submit an ORIGINAL certificate of qualification or good standing from the Secretary of State or other authority of the applicant's state of organization. The name on the certificate must match the name in Item Number 1 of the application. **The certificate must also indicate the original date of organization.** Label the document as Exhibit J.

EXHIBIT K (Foreign Business Entities ONLY):

Additional Requirements for Applicants Organized as a Limited Partnership or Limited Liability Company in States Other Than California

In addition to the document required in Exhibit J, foreign limited partnerships and foreign limited liability companies must provide an original certificate of qualification or good standing from the California Secretary of State.

Foreign entities must register and qualify the entity to conduct business in the State of California.

The name on the certificate must match the name listed in Item Number 1 of the application.

Label the document as Exhibit K.

EXECUTION SECTION:

Complete the required information. The Execution Section must be signed by the applicant in the case of a sole proprietor applicant or, for other types of applicants, by an individual who is named in Item Numbers 4, 5, or 6 of the application and who is authorized to sign on behalf of the applicant. By signing the application, the applicant agrees with the representations listed and agrees to appoint the California Corporations Commissioner to receive service of process on behalf of the applicant.

CFLL Application Checklist

| <u>Application Question</u> | <u>Sole</u> | <u>Domestic</u> | <u>Foreign</u> | <u>Domestic</u> | <u>Foreign</u> | <u>Domestic</u> | <u>Foreign</u> |
|---------------------------------|-------------------|--------------------|--------------------|-----------------|----------------|---|---|
| <u>Number or Exhibit Letter</u> | <u>Proprietor</u> | <u>Corporation</u> | <u>Corporation</u> | <u>LLC</u> | <u>LLC</u> | <u>General or</u> <u>Limited</u> <u>Partnership</u> | <u>General or</u> <u>Limited</u> <u>Partnership</u> |
| <u>1. Name</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>2. Business Type</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>3. Place of Business</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>4. Sole Proprietor</u> | | | | | | | |
| <u>Licensee Information</u> | <u>X</u> | | | | | | |

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| | | | | | | | |
|--|----------|----------|----------|----------|----------|----------|----------|
| <u>5. Partnership Licensee Information</u> | | | | | | <u>X</u> | <u>X</u> |
| <u>6. Corporation & Other Licensee Information</u> | | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | | |
| <u>7. Regulatory or Other Action</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>8. Other Business at Location</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>9. Bonding Agent</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>10. Proposed Activities</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>11. Qualification of Securities</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>A. Balance Sheet</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>B. Surety Bond</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>C. Statement of Identity</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>D. Sole Proprietor Licensee Information</u> | <u>X</u> | | | | | | |
| <u>E. Authorization for Disclosure</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>F. Fictitious Business Name</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>G. Corporation Licensee Information</u> | | <u>X</u> | <u>X</u> | | | | |
| <u>H. Foreign Corporation Licensee Information</u> | | | <u>X</u> | | | | |

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| | | | | | | | |
|--|----------|----------|----------|----------|----------|----------------|----------------|
| <u>I. General Partnership</u> | | | | | | <u>GP ONLY</u> | <u>GP ONLY</u> |
| <u>Licensee Information</u> | | | | | | <u>X</u> | <u>X</u> |
| <u>J. Limited Partnership & LLC Licensee</u> | | | | | | <u>LP ONLY</u> | <u>LP ONLY</u> |
| <u>Information</u> | | | | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |
| <u>K. Foreign Limited Partnership & LLC</u> | | | | | | | <u>LP ONLY</u> |
| <u>Licensee Information</u> | | | | | <u>X</u> | | <u>X</u> |
| <u>Execution Section</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> | <u>X</u> |

(Department of Corporations Use Only)

DEPARTMENT OF CORPORATIONS

Fee Paid \$ _____

File No. _____

Receipt No. _____

STATE OF CALIFORNIA

DEPARTMENT OF CORPORATIONS

**APPLICATION FOR A LICENSE UNDER THE
CALIFORNIA FINANCE LENDERS LAW**

APPLICATION FOR A LICENSE AS A: ☐ **LENDER** ☐ **BROKER** ☐ **BOTH**

~~The application must be accompanied by a fee of \$300, which includes an application fee of \$200 and an investigation fee of \$100, both of which are non-refundable, The application must be accompanied by a nonrefundable application fee of \$200, a nonrefundable investigation fee of \$100, and nonrefundable fingerprint processing fees (Departments of Corporations and Justice). (Financial Code Sections 22101, 22103.)~~ The application (together with the fees payable to the Department of Corporations) must be filed in the Los Angeles office of the Department of Corporations, located at 320 West 4th Street, Suite 750, Los Angeles, CA 90013.

~~The Department of Corporations has established time periods for the processing of permit applicants as required by the Permit Reform Act (Government Code Section 15374, et seq.). These time periods are set forth in the regulations of the Department of Corporations at Financial Code Sections 1422(b) and 1423(b). Failure to comply with these time periods may be appealed to the Secretary of Business, Transportation and Housing Agency, 980 9th Street, Suite 2450, Sacramento, CA 95814 2719, pursuant to the regulations of the Secretary set forth in Chapter 6 (commencing with Section 7600) of Title 21 of the California Code of Regulations. Under certain circumstances, the Secretary may require the Department of Corporations to reimburse the applicant for the filing fees paid in connection with the application.~~

1. a. Name of Applicant: _____

b. Fictitious Business Name: _____

c. Fictitious Business Name filed in the County of: _____

2. Applicant is organized and will do business as (check as applicable):

☒ an individual (a sole proprietor)

☒ a general partnership

☐ a limited partnership

☒ a corporation

☒ a limited liability company

☒ other (please specify such as joint venture, association, joint stock company, trust, unincorporated organization, government, or political subdivision of a government):

3. Applicant's proposed licensed place of business ~~shall be (Financial Code Section 22106):~~

(Number and Street)

(City)

(County)

(State)

(Zip)

4. ~~The following must be completed if the applicant is an~~ If the applicant is a sole proprietor,
provide the following information:

~~(Attach additional sheets, if necessary.)~~

~~Individual:~~

a. The FULL first, middle (if no middle name, so indicate) and last name (if no middle name, so indicate) of the individual sole proprietor.

(Name)

b. The FULL first, middle (if no middle name, so indicate), and last name, complete business address, telephone number, and e-mail address, if any, must be given for each of the person(s) who will be in charge of the place of business.

(Name)

(Telephone no. Number)

(E-mail Address)

(Number and Street)

(City)

(State)

(Zip)

(Name)

(Telephone no. Number)

(E-mail Address)

(Number and Street)

(City)

(State)

(Zip)

~~Those applying for a license as an individual must complete the enclosed form entitled Statement of Citizenship, Alienage, and Immigration Status. [See Exhibit L D]~~

c. If the applicant has listed a business location outside of California in Item Number 3, provide the **FULL** first, middle (if no middle name, so indicate) and last name, and complete address of an agent for service of process in California. If there is no authorized agent in California, so indicate.

(Name)

(Number and Street)

(City)

(State)

(Zip)

5. ~~The following must be completed if the applicant is a~~ If the applicant is a general partnership or a limited partnership, provide the following information:

(Attach additional sheets, if necessary.)

~~☐ General Partnership ☐ Limited Partnership~~

a. The partnership ~~An~~ Applicant was organized on _____ in the

(Date MM/DD/YYYY)

State of _____.

b. The **FULL** first, middle (if no middle name, so indicate) and last name, and complete business address ~~MUST be given~~ for each general partner. Indicate if a general partner is ~~the~~ a managing general partner by checking the corresponding box.

_____ Check here if a Managing Partner ☐

(Name)

(Number and Street) (City) (State) (Zip)

(Name)

(Number and Street) (City) (State) (Zip)

(Name)

~~(Number and Street)~~

~~(City)~~

~~(State)~~

~~(Zip)~~

c. The **FULL** first, middle (if no middle name, so indicate), and last name, complete business address, telephone number, and e-mail address, if any, ~~must be given~~ for each of ~~the~~ person(s) who will be in charge of the place of business.

~~(Name)~~

~~(Telephone no. Number)~~

~~(E-mail Address)~~

~~(Number and Street)~~

~~(City)~~

~~(State)~~

~~(Zip)~~

~~(Name)~~

~~(Telephone no. Number)~~

~~(E-mail Address)~~

~~(Number and Street)~~

~~(City)~~

~~(State)~~

~~(Zip)~~

d. The **FULL** first, middle (if no middle name, so indicate) and last name for any ~~Any~~ other person responsible for the conduct of applicant's lending activity in this state. ~~(See Financial Code Section 22105).~~

(Name)

(Name)

(Name)

(Name)

e. The **FULL** first, middle (if no middle name, so indicate) and last name for any person
~~List any person, as defined in Financial Code Section 22008~~ (other than those persons listed
above) that owns or controls, directly or indirectly, 10% or more of the applicant. ~~(See~~
~~Financial Code Section 22105):~~

(Name)

(Name)

(Name)

(Name)

f. If the applicant is a general partnership, provide the **FULL** first, middle (if no middle
name, so indicate) and last name, and complete address of an agent for service of process in
California. If there is no authorized agent in California, so indicate.

(Name)

(Number and Street)

(City)

(State)

(Zip)

6. ~~The following must be completed if the applicant is a~~ If the applicant is a corporation,
limited liability company, joint venture, association, joint stock company, trust,
unincorporated organization, government, or political subdivision of a government, provide
the following information:

~~(Attach additional sheets, if necessary.)~~

~~☐ Corporation~~

~~☐ Limited Liability Company~~

~~☐ Trust~~

~~☐ Other (e.g., joint venture, association, joint stock~~

~~company, trust, unincorporated organization, government, or political subdivision of~~

~~a government):~~ _____

a. Applicant was organized on _____ in the State of _____.

(Date MM/DD/YYYY)

b. The **FULL** first, middle (if no middle name, so indicate) and last name, ~~MUST~~ be given
for each person named below. ~~(Attach additional sheets, if necessary.)~~

President/Chief Executive Officer:

Executive Vice President/Vice President:

(Name)

(Name)

~~***Executive Vice President/Vice President:***~~

~~(Name)~~

~~(Name)~~

Secretary:

Treasurer/Chief Financial Officer:

(Name)

(Name)

~~***Treasurer/Chief Financial Officer:***~~

~~(Name)~~

Directors:

(Name)

(Name)

~~(Name)~~

~~(Name)~~

Manager(s)/~~Member(s)~~ [i.e., a manager member of an association, or a manager appointed or elected by the members of a limited liability company]:

(Name)

(Name)

~~(Name)~~

~~(Name)~~

(Name)

~~Any other officer with direct responsibility person responsible for the conduct of applicant's lending activity within the in this state. (See Financial Code Section 22105);~~

NOTE: Additions to the Original text dated September 1, 2006 are shown by double underscoring. Deletions from the text are shown in double strikethrough.

~~List any person, as defined in Financial Code Section 22008 (other than those persons listed above) that owns or controls, directly or indirectly, 10% or more of the applicant. (See Financial Code Section 22105):~~

~~(Name)~~

~~(Name)~~

~~(Name)~~

c. The FULL first, middle (if no middle name, so indicate), and last name, complete business address, telephone number, and e-mail address, if any, must be given for each of the person(s) who will be in charge of the place of business.

(Name)

(Telephone ~~no.~~ Number)

(E-mail Address)

(Number and Street)

(City)

(State)

(Zip)

~~(Name)~~

~~(Telephone no.)~~

~~(E-mail Address)~~

~~(Number and Street)~~

~~(City)~~

~~(State)~~

~~(Zip)~~

d. The **FULL** first, middle (if no middle name, so indicate) and last name for any other person responsible for the conduct of applicant's lending activity in this state.

(Name)

(Name)

e. The **FULL** first, middle (if no middle name, so indicate) and last name for any person (other than those persons listed above) that owns or controls, directly or indirectly, 10% or more of the applicant.

(Name)

(Name)

7. Has the applicant been subject to any administrative action by any government agency, any criminal action, or any civil action involving an act of dishonesty, fraud, or deceit in California, or any other state, or a foreign jurisdiction? ~~If so yes, please provide details and attach a copy of any action. If NONE, so state. (Attach additional sheets, if necessary.)~~
- ☐ Yes ☐ No

If yes, provide copies of all pertinent court documents relating to the action and complete the following:

Type of Action: ☐ Administrative ☐ Criminal ☐ Civil

Name of Regulator, Agency or Plaintiff: _____

Nature of Charges: _____

Type of Resolution: _____

Date of Resolution or Settlement: _____

8. Does the applicant conduct or intend to conduct any other business at the applicant's proposed licensed place of business (Item Number 3 above)? ☐ Yes ☐ No

If yes, Please describe, if applicable (Financial Code Sections 22250 & 22550), any business to be being conducted or planned to be conducted on the applicant's premises. If the California Corporations Commissioner's authorization is not required because the products

or services are of a supervised financial institution affiliated with the applicant, indicate so.
~~for which the applicant would need to obtain the commissioner's authorization under~~
~~Financial Code Section 22154. If NONE, so state.~~

9. ~~Please provide~~ Provide the name, address, and telephone number of the bonding agent to whom the Department can direct questions regarding the surety bond required in Exhibit B below.

(Name of Bonding Agent)

(Telephone ~~no.~~ Number)

(Number and Street)

(City)

(State)

(Zip)

10. Complete the following as it applies to your proposed operations:

~~a. Please complete the following as it applies to your proposed method of operations (check~~
~~all that apply)~~ In the table below, mark the type of collateral and enter the corresponding
minimum loan amount for commercial and consumer loans applicable to your proposed
method of operation.

~~Purpose of Loan: ☐ Commercial ☐ Consumer~~

~~Type of Collateral: ☐ Real property ☐ Personal property ☐ Unsecured~~

~~Minimum Loan Amount: \$ _____ \$ _____~~

~~(Commercial)~~

~~(Consumer)~~

| <u>COMMERCIAL LOANS</u> | | <u>CONSUMER LOANS</u> | |
|---|--|---|--|
| <u>Collateral Type (check</u> <input checked="" type="checkbox"/> <u>all that apply)</u> | <u>Minimum Loan</u> <u>Amount</u> | <u>Collateral Type (check</u> <input checked="" type="checkbox"/> <u>all that apply)</u> | <u>Minimum Loan</u> <u>Amount</u> |
| <input type="checkbox"/> <u>Real Property</u> | <u>\$</u> _____ | <input type="checkbox"/> <u>Real Property</u> | <u>\$</u> _____ |
| <input type="checkbox"/> <u>Personal Property</u> | <u>\$</u> _____ | <input type="checkbox"/> <u>Personal Property</u> | <u>\$</u> _____ |
| <input type="checkbox"/> <u>Unsecured</u> | <u>\$</u> _____ | <input type="checkbox"/> <u>Unsecured</u> | <u>\$</u> _____ |

Note: The minimum loan amount for a commercial purpose loan is \$5,000.00. A consumer purpose loan collateralized by real property must be \$5,000.00 or more.

~~**For Brokers License:**~~

~~☐ Loans will only be brokered to CFL licensed lenders~~

~~**For Lenders License:**~~

~~☐ Source of funds will be exclusive of any funding advances from an institutional investor~~

~~committed to purchasing the note.~~

b. Provide a short description of ~~you're~~ the applicant's business plan that includes any information necessary for the California Corporations Commissioner to have an understanding of the type of business that the applicant plans to conduct under this license.

11. Has the applicant's offer and sale of securities been qualified in California?~~Please complete the following if the applicant's principal place of business is to be located outside of the State of California (Financial Code Section 22106):~~

☐ Yes ☐ No

If no, check as applicable:

☐ Applicant is exempt from qualification, and has filed any applicable notice of exemption with the Department.

☐ Applicant has never offered or sold its securities in California or to a California resident.

~~By checking the appropriate box below, the applicant attests that a board of directors' resolution (or the resolution of the governing body of a person not a corporation) has been passed electing one of the following options:~~

~~[] I (we) agree to make available to the Commissioner of Corporations or the Commissioner's representatives, at a location in this state designated by the Commissioner of Corporations, or the Commissioner's representatives, the books, accounts, papers, records and files within 10 calendar days of any request from the Commissioner.~~

~~OR~~

~~[] I (we) agree to pay the reasonable expenses for travel, meals, and lodging of the Commissioner of Corporations or the Commissioner's representatives incurred during any investigation or examination made at the licensee's location outside this state.~~

~~12. The following items **MUST BE** provided as Exhibits to the application:~~

REQUIRED EXHIBITS:

EXHIBIT A. ~~Please provide~~ Provide a balance sheet of the applicant prepared in accordance with generally accepted accounting principles and dated no more than 90 days prior to the date this application is filed. Label the balance sheet as Exhibit A ~~as of a date not more than 90 days prior to~~

~~the date this application is filed, that indicates a minimum net worth of \$25,000. (Financial Code Section 22104; the balance sheet may be unaudited.)~~

EXHIBIT B. ~~Please provide~~ Provide a copy of a the original surety bond, including ~~any and all~~ riders and endorsements, in the amount of \$25,000. ~~The instructions~~ Instructions and ~~surety~~ bond form ~~acceptable to the Department of Corporations~~ are enclosed. ~~(Financial Code Section 22112.)~~

EXHIBIT C. ~~Please provide;~~ Provide for each individual (natural person) ~~person~~ named in Items 4, 5, & ~~and~~ 6 of this application, a Statement of Identity and Questionnaire, along with fingerprint information and the cost of fingerprint processing. ~~The Statement of Identity and Questionnaire form is enclosed.~~ ~~form enclosed.~~ ~~(Financial Code Section 22105.); along with fingerprint information pursuant to California Penal Code Section 11077.1 and the cost of fingerprint processing (Financial Code Section 22103).~~

EXHIBIT D. ~~FOR INDIVIDUAL APPLICANTS ONLY.~~ ~~Please complete~~ SOLE PROPRIETOR ONLY: Complete the enclosed form entitled "Statement of Citizenship, Alienage, and Immigration Status For Application of Department of Corporations License or Certificate." ~~the enclosed form entitled "Statement of Citizenship, Alienage, and Immigration Status For Application of Department of Corporations License or Certificate."~~ ~~(Title 10 C.C.R. Section 250.61.)~~

~~1, A Consent to Service of Process (use form enclosed in Exhibits I and K). Service made pursuant to the terms of the consent to service of process shall have the same force and validity as if served personally on the applicant.~~

~~2. A written statement indicating the name and address of the principal agent in California.~~

EXHIBIT E. Please retain the enclosed form entitled "Customer Authorization of Disclosure of Financial Records and complete and return it to the Corporations Commissioner prior to the issuance of a license, qualification, registration, or other authority, and as a condition therefore, upon receipt of the license." ~~As a condition for licensure, please complete and return the enclosed form entitled "Customer Authorization for Disclosure of Financial Records".~~ A person named in Item 4, 5, or 6 of this application who is authorized to sign on behalf of the applicant must sign this form. ~~(Financial Code Sections 22101, 22156.)~~ Complete the enclosed form entitled "Customer Authorization for Disclosure of Financial Records."

EXHIBIT F. Provide a copy of the current Fictitious Business Name Statement filed with the county clerk. Label the document as Exhibit F. ~~If the applicant will be doing business under a fictitious business name, provide a copy of the Certificate of Filing and Proof of Publication, both of which bear the County Clerk's filing stamp. Refer to Section 17000 of the Business and Professions Code for the requirements of filing this statement. (Financial Code Section 22155.)~~

~~**EXHIBIT G.** Please provide two copies of all advertising proposed to be used in connection with the business to be licensed. If none, the Exhibit should so state. (California Code of Regulations Section 1550.)~~

EXHIBIT H G. ~~Please submit the following if the applicant is incorporated in the State of California (domestic corporation):~~ ALL CORPORATE APPLICANTS INCORPORATED IN ANY STATE: Submit an original certificate of good standing or qualification executed by the

Secretary of State of your state of incorporation, or other proper authority showing that the applicant is authorized to transact business in that state. The certificate must indicate the original date of incorporation. Label the document as Exhibit G.

~~1. An **ORIGINAL** certificate of good standing or qualification duly executed not more than sixty days before filing this application by the Secretary of State of California showing that the applicant is authorized to do business in this State. **The certificate must also indicate the original date of incorporation.** (Financial Code Sections 22101, 22150.)~~

~~2. A copy of the notice filed with the Department of Corporations that the initial issuance of shares of stock was entitled to an exemption pursuant to Section 25102 of the Corporations Code or was qualified for issuance in some other manner. (Financial Code Sections 22101, 22150.)~~

EXHIBIT ~~I~~ H. ~~Please submit the following if the applicant is incorporated outside of the State of California (*foreign* corporation): (Financial Code Sections 22101, 22150.)~~ ADDITIONAL REQUIREMENT FOR APPLICANTS INCORPORATED IN STATES OTHER THAN CALIFORNIA (FOREIGN CORPORATION) ONLY: Submit an original certificate of good standing or qualification executed by the California Secretary of State showing that the applicant is qualified to do business in California. Label the document as Exhibit H.

~~1. A certificate of good standing or qualification duly executed not more than sixty days before filing this application by the Secretary of State of the foreign state, or other proper authority~~

~~showing that the applicant is authorized to transact business in that state. The certificate must also indicate the original date of incorporation.~~

~~2. A certificate of good standing or qualification duly executed not more than sixty days before the filing of this application by the Secretary of State of California showing that the applicant is authorized to do business in California.~~

~~3. A Consent to Service of Process (form enclosed). Service made pursuant to the terms of the consent to service of process shall have the same force and validity as if served personally on the applicant.~~

~~4. A written statement indicating the Name name and address of the principal agent in California.~~

EXHIBIT I. GENERAL PARTNERSHIP APPLICANTS ONLY: Submit a copy of the original partnership agreement. Label the document as Exhibit I.

EXHIBIT J. ~~If the applicant is a Trust, Limited Partnership or Limited Liability Company (domestic business entity), submit an ORIGINAL certificate of good standing, qualification, or other document duly executed not more than sixty days before filing this application by the Secretary of State of California showing that the applicant is authorized to do business in this State. The certificate must also indicate the original date of incorporation. (Financial Code Sections 22101, 22150.)~~ **APPLICANTS ORGANIZED IN ANY STATE AS A LIMITED PARTNERSHIP OR LIMITED LIABILITY COMPANY:** Submit an original certificate of good standing or

qualification executed by the Secretary of State of your state of organization, or other proper authority showing that the applicant is authorized to transact business in that state. The certificate must indicate the original date of organization. Label the document as Exhibit J.

EXHIBIT K. ~~Please submit the following if the applicant is a Trust, Limited Partnership or Limited Liability Company organized outside of the State of California (*foreign* business entity): (Financial Code Sections 22101, 22150.)~~ ADDITIONAL REQUIREMENT FOR APPLICANTS ORGANIZED AS A LIMITED PARTNERSHIP OR LIMITED LIABILITY COMPANY IN STATES OTHER THAN CALIFORNIA (FOREIGN BUSINESS ENTITY) ONLY: Submit an original certificate of good standing or qualification executed by the California Secretary of State showing that the applicant is qualified to do business in California. Label the document as Exhibit K.

~~A certificate of good standing or qualification duly executed not more than sixty days before filing this application by the Secretary of State of the foreign state, or other proper authority showing that the applicant is authorized to transact business in that state. The certificate must also indicate the original date of incorporation.~~

~~2 A certificate of good standing or qualification duly executed not more than sixty days before the filing of this application by the Secretary of State of California showing that the applicant is authorized to do business in California.~~

~~3. A Consent to Service of Process (form enclosed). Service made pursuant to the terms of the consent to service of process shall have the same force and validity as if served personally on the applicant.~~

~~4. A written statement indicating the Name name and address of the principal agent in California.~~

~~**EXHIBIT L. AFFIDAVIT REGARDING LAW AND RULES.** Please complete and attach the enclosed declaration regarding the applicant's knowledge of the California Finance Lenders Law and Rules. Only one responsible officer or director is required to complete this form.~~

EXECUTION SECTION: Complete and sign the enclosed declaration.

EXECUTION SECTION

In the matter of the Application for a License under the California Finance Lenders Law, I, the undersigned, authorized to act on behalf of the applicant, declare that the following statements are true and correct:

1. That the applicant has obtained and read copies of the California Finance Lenders Law (Division 9 of the California Financial Code) and the Finance Company Rules (Chapter 3, Title 10, California Code of Regulations) and is familiar with their content.
2. That the applicant agrees to comply with the requirements of the California Finance Lenders Law, the rules adopted, and the orders issued by the California Corporations Commissioner.
3. That in the event of any change of its officers, directors, or any other persons named in this application, the applicant will file an amendment to the application containing the same information in relation to the new person(s) as is required in the application, within thirty days from the date of the change, with the California Corporations Commissioner.
4. That the applicant will file with the California Corporations Commissioner an amendment to this application prior to any material change in the information contained in the application for licensure, including, without limitation, the plan of operation.
5. That the applicant agrees to report any change of business location at least 10 days prior to the change.

6. That the applicant for a broker's license agrees that a license issued pursuant to the California Finance Lenders Law does not provide the authority to broker loans to lenders that are not licensed as finance lenders as defined in Financial Code Section 22009, that loans will only be brokered to lenders licensed pursuant to the California Finance Lenders Law, and that finance lenders may not pay compensation for brokerage services (i.e., brokerage commission, finders fee, referral fees, etc.) to anyone not licensed as a broker under this Division, except for those exempt persons as provided for in Section 1451 of the Rules (10 C.C.R. § 1451).
7. For purposes of Financial Code Sections 22340 and 22600, when selling loans secured by real property to institutional investors, the applicant agrees that the source of funds will be exclusive of any funding advances from an institutional investor committed to purchasing the note. The practice commonly known as table funding is not permitted under the California Finance Lenders Law.
8. That the applicant agrees that a license issued pursuant to the California Finance Lenders Law permits only employees to work under the license. Persons engaged in lending that are not employees may need to obtain a license under the California Finance Lenders Law.
9. That the applicant agrees that a license issued pursuant to the California Finance Lenders Law does not permit a licensee to authorize locations operated by persons other than employees of the licensee under some form of franchise or license agreement (e.g., net branching).

10. That the applicant agrees to obtain a new license issued pursuant to the California Finance Lenders Law for each additional location.
11. That the applicant agrees to comply with limitations on rates and charges for loans under the California Finance Lenders Law.
12. That the applicant agrees to obtain the California Corporations Commissioner's approval prior to engaging in other business at a licensed location, unless that other business is providing products or services of an affiliated supervised financial institution.
13. That the applicant agrees that real estate may not be taken as security for a consumer loan of less than \$5,000.
14. That the applicant agrees that commercial loans of less than \$5,000 are treated as consumer loans under the law.
15. For high interest rate loans secured by real estate, that the applicant agrees to comply with the additional disclosure and consumer protection requirements of the Covered Loan Law (Financial Code Section 4970 et seq.).
16. That the applicant agrees to not share borrower information with third parties without obtaining the express written consent of the borrower, as required by the California Financial Information Privacy Act (Financial Code Section 4050 et seq.).

17. That the applicant agrees to not charge interest on a loan secured by real estate for more than one day prior to the date the loan proceeds are disbursed from escrow.
18. That the applicant will maintain adequate staff to meet the requirements of the California Finance Lenders Law, as prescribed by rule or order of the California Corporations Commissioner.
19. That the applicant agrees to maintain accounting records that meet generally accepted accounting principles and demonstrate a net worth of at least \$25,000 at all times.
20. That the applicant will file with the California Corporations Commissioner any report required by the Commissioner.
21. That the applicant agrees to maintain books and records sufficient to document compliance with the California Finance Lenders Law.
22. That the applicant will keep and maintain for 36 months from the date of final entry on any loan the business records and other information required by law or rules of the California Corporations Commissioner.
23. That the applicant will maintain a register of all loans made or brokered under this license that will be updated at least monthly, and that the information maintained in the register will include the name and address of the borrower, account number, amount of loan, date of

loan, terms, total of payments and the annual percentage rate, and that the register will also show the account number, name of borrower and payoff date of all loans paid in full.

24. That the applicant will submit to periodic examinations by the California Corporations Commissioner as required by the California Finance Lenders Law.

25. That the applicant agrees to pay for the costs of each examination.

26. That the applicant, if located outside of the State of California, agrees to make available to the California Corporations Commissioner or the Commissioner's representatives, at a location in this state designated by the California Corporations Commissioner, or the Commissioner's representatives, the books, accounts, papers, records and files within 10 calendar days of any request from the Commissioner; or to pay the reasonable expenses for travel, meals, and lodging of the California Corporations Commissioner or the Commissioner's representatives incurred during any investigation or examination made at the licensee's location outside this state.

27. That the applicant agrees to pay an annual assessment each year of a minimum of \$250 per location.

28. That the applicant agrees to file an annual report by March 15 of each year.

29. That the applicant agrees to maintain a surety bond of \$25,000 at all times.

30. That the applicant hereby attests that the applicant (including officers, directors, general partners, persons responsible for the applicant's lending activities in California and persons owning or controlling, directly or indirectly, 10% or more of the applicant) has not engaged in conduct that would be cause for denial of a license. (Only one declaration required for each applicant.)
31. That, if applicable, the applicant will comply with the rules governing the filing of a fictitious business name as set forth in the Business and Professions Code, beginning at Section 17900.
32. That the applicant will comply with the examination requirements concerning advertising pursuant to California Code of Regulations Section 1550.
33. By signing the application, the applicant hereby irrevocably appoints the California Corporations Commissioner of the State of California, or the Commissioner's successor in office, to be the undersigned's attorney to receive service of any lawful process in any noncriminal suit, action or proceeding against the undersigned, or the undersigned's successor, executor, or administrator which arises under the California Finance Lenders Law or any rule or order thereunder after this consent has been filed, with the same force and validity as if served personally on the undersigned. For the purpose of compliance with the California Finance Lenders Law of the State of California, notice of the service and a copy of process must be sent by registered or certified mail to the undersigned at the following address:

(Name)

(Number and Street)

(City)

(State)

(Zip Code)

~~EXECUTION SECTION~~

~~Please indicate~~Indicate the name, ~~address, title, address, and~~ title, address, and telephone number, and e-mail address of the person who should be contacted for information regarding this application. The license will also be mailed to this person *unless otherwise instructed*.

Attention: _____

(Name)

(Title)

(Telephone Number)

(Number and Street)

(City)

(State)

(Zip Code)

~~Email Address:~~ _____

(Email Address)

~~In the event of the issuance of a license, applicant agrees to comply with the requirements of the California Finance Lenders Law and rules adopted, and orders issued, by the Commissioner of Corporations, and further agrees that in the event of any change of its officers, directors, or any persons named in this application, that an amendment to the application reflecting such change shall within sixty days from the date of the change, be filed with the Commissioner of Corporations setting forth the change, the effective date of the change, the names of the persons involved in the change, and a statement of the qualifications of each successor person. (Financial Code Section 22105(a), California Code of Regulations Sections 1409, 1446.)~~

WHEREFORE, applicant requests that a license be issued by the ~~Commissioner of Corporations~~ California Corporations Commissioner authorizing applicant to engage in business under the California Finance Lenders Law within the State of California.

The applicant has duly caused this application to be signed on its behalf by the undersigned, thereunto duly authorized.

The undersigned, on behalf of the applicant, acknowledges that this application and all exhibits thereto which are not designated as confidential are subject to public inspection pursuant to Section 250.9.1, Chapter 3, Title 10, California Code of Regulations. A request for confidentiality of certain documents may be requested pursuant to Section 250.10. If a request for confidential treatment is granted (or denied), the person making such request will be notified in writing.

I declare under penalty of perjury under the laws of the State of California that I have read the foregoing application, including all Exhibits attached thereto, or filed therewith, and know the contents thereof, and that the statements therein are true and correct. **The signor of this declaration must be named in either Section 4, 5, or 6 of this application.**

Executed at _____

~~(Place~~City, County, and State)

Date _____

(Applicant)

(Signature of Declarant)

(Typed Name of Declarant)

(Title)

STATE OF CALIFORNIA
DEPARTMENT OF CORPORATIONS

INSTRUCTIONS FOR FILING OF SURETY BOND

EXHIBIT B

~~The attached form~~ This exhibit contains the approved format for the Surety Bond as required by Financial Code Section 22112. Every ~~company~~ licensee is required to obtain and maintain a surety bond.

The original surety bond must be filed with an application and must include ~~of~~ all of the following:

1. The signature of the attorney-in-fact for the surety company.
2. A ~~notarial jurat for~~ notarized signature of the attorney-in-fact.
3. A power of attorney from the surety company.
4. Legal name of the licensee. Business name(s), if applicable, may also be included.
5. The signature of the licensee.
6. ~~The notarial jurat for the~~ A notarized signature of the licensee.

BEFORE THE
DEPARTMENT OF CORPORATIONS
OF THE
STATE OF CALIFORNIA
EXHIBIT B

BOND OF FINANCE LENDER AND/OR BROKER
FINANCIAL CODE SECTION 22112

Bond No. _____

KNOW ALL MEN BY THESE PRESENTS:

That we _____,

as Principal, whose address for service is

_____,

(Street Address, City, State and ZIP Code)

and _____, a corporation,

created, organized and existing under and by virtue of the laws of the State of

_____ and an admitted Surety insurer authorized to transact a general

Surety business in the State of California, as Surety whose address for service is

_____,

(Street Address, City, State and ZIP Code)

are held and firmly bound unto the Commissioner of Corporations of the State of California, for the use thereof and for the use of any person or persons who may have a cause of action against the Principal under the provisions of the California Finance Lenders Law and all laws amendatory thereof and supplementary thereto now and hereafter enacted, in the total aggregate penal sum of _____ Dollars (\$_____) (see Financial Code Section 22112), lawful money of the United States of America, to be paid to the Commissioner of Corporations of the State of California, or to any person or persons, for the use and benefit aforesaid, for which payment well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally firmly by these presents.

The condition of the above obligation is such that--

WHEREAS, The above-named Principal has made application to the Commissioner of Corporations of the State of California for a license to engage in business under and pursuant to the provisions of the California Finance Lenders Law, and is required under the provisions of the California Finance Lenders Law to furnish a bond in the sum above named, conditioned as herein set forth:

NOW, THEREFORE, The Principal, and any and all agents and employees representing the Principal, shall faithfully conform to and abide by the provisions of the California Finance Lenders Law and all laws amendatory thereof and supplementary thereto now and hereafter enacted, and of all rules and regulations lawfully made by the Commissioner of Corporations of the State of California under the California Finance Lenders Law and shall honestly and faithfully apply all funds received and shall faithfully and honestly perform all obligations and undertakings under the California Finance Lenders Law, and shall pay to the Commissioner of

Corporations of the State of California and to any person or persons, for the use and benefit aforesaid, any and all moneys which become due or owing the State or to any such person or persons from the Principal under and by virtue of the provisions of the California Finance Lenders Law.

This bond is subject to the following provisions:

1. That any person who sustains an injury covered by this bond may, in addition to any other remedy that he or she may have, bring an action in his or her own name upon this bond for the recovery of any damages sustained by him or her.
2. That the total aggregate liability of the Surety or sureties herein shall be limited to the payment of _____ Dollars (\$_____) (insert amount of the bond).
3. This bond may be canceled by the Surety in accordance with the provisions of Sections 996.320 and 996.330 of the Code of Civil Procedure of the State of California.
4. That, in the event either the Principal and/or the Surety under this bond are served with notice of any action commenced against the Principal or the Surety under the bond, the Principal and Surety as each is served with notice of action shall respectively and, within 10 days, give written notice of the filing of such action to the Commissioner of Corporations of the State of California, at the Los Angeles office of the Department of Corporations.
5. That, in the event the Surety under this bond makes full or partial payment on this bond the Surety shall immediately give written notice of such full or partial payment to the

Commissioner of Corporations of the State of California, at the Los Angeles office of the
Department of Corporations.

6. That the effective date of this bond shall be _____.

Signature of Principal

Typed or Printed Name of Principal

Executed at (City and State)

I certify (or declare) under penalty of perjury under the laws of the State of California
that I have executed the foregoing bond under an unrevoked power of Attorney.

Executed in _____ on _____
(City and State) (Date)

~~under the laws of the State of California.~~

Signature of Attorney-in-Fact
for Surety

Printed or typed name of
Attorney-in-Fact for Surety

ALL OF THE ABOVE SIGNATURES MUST BE NOTARIZED

DEPARTMENT OF CORPORATIONS

STATE OF CALIFORNIA

EXHIBIT C

File No. Number, if any

Licensee (Company Name)

Insert Department of Corporations file number, if any,
and the name of the licensee (company) to which this
Statement of Identity and Questionnaire relates.

~~(Insert Department of Corporations file number, if any, and the name of the licensee (company) to which this~~
~~Statement of Identity and Questionnaire relates.)~~

~~This document shall be treated by the Department of Corporations as being received in confidence pursuant to~~
~~paragraph (4) of subdivision (d) of Section 6254 of the Government Code.~~

STATEMENT OF IDENTITY AND QUESTIONNAIRE

Exact Full Name _____

~~(Please Print)~~

First Name

Middle Name

Last Name

(Do not use initials or nicknames)

Insert Full Name
of Individual: _____

Insert Licensee
(Company Name): _____

Position to be filled in connection with the preparation of this questionnaire (~~e.g. Officer, Director, Manager, etc.~~
e.g., Officer, Director, Manager, etc.).

Sex _____ Hair _____ Eyes _____ Height _____ Weight _____

~~Birthdate~~ _____

~~Birthplace~~ _____

Birthdate _____

Birthplace _____

~~Social Security or~~

California Driver's License

~~Taxpayer's Identification No.~~ _____

No. if any _____

Social Security Number _____

California Driver's License Number

See Commissioner's Release 2-G regarding

(if none, so state) _____

whether furnishing the social security number is

mandatory or voluntary and for a description of the

use made of that information.

~~NOTE: See Commissioner's Release 2-G regarding whether or not furnishing the social security number is
mandatory or voluntary and for a description of the use made of that information.~~

~~Residence _____ Business _____ Hours of~~

~~Phone No. _____ Phone No. _____ Employment _____~~

Residence

Business

Phone Number _____

Phone Number _____

Insert Full Name
of Individual:

Insert Licensee
(Company Name):

Email

Hours of Employment

Address

(e.g., 8:00 a.m. to 5:00 p.m.)

1. Residence addresses for the last 10 years:













| From | To | Street | City | State | Zip Code |
|------|---------|--------|------|-------|----------|
| | Present | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

~~NOTE: Attach separate schedule if space is not adequate~~ Attach separate schedule if space is not adequate.

2. Employment for the last 10 years:

| From | To | Employer Name and Address | Occupation and Duties |
|------|---------|---------------------------|-----------------------|
| | Present | | |
| | | | |
| | | | |

of Individual: _____

| | | | |
|---|---|---|--|
| | | | |
| | | | |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

~~NOTE: Attach separate schedule if space is not adequate. Attach separate schedule if space is not adequate.~~

3. a. Have you ever been named in any order, judgment or decree of any court or any governmental agency or administrator, temporarily or permanently restraining or enjoining you from engaging in or continuing any conduct, practice or employment?

☐ Yes ☐ No

If the answer is "Yes", give details:

Attach a copy of any order, judgment or decree.

- b. Are you currently, or have you been within the last ten years, under federal, state or local investigation for possible violation of any law, ordinance, or licensing or regulatory scheme?

☐ Yes☐ No

If the answer is "Yes", give details:

4. a. ~~Have you ever been refused a license to engage in any business in this state or any other state, or has any such license ever been suspended or revoked?~~ Are you currently licensed to engage in financial business in this state or any other state?

Yes No

Financial business means securities broker-dealer or agent, investment adviser or investment adviser representative, financial planner, insurance agent, escrow agent, finance lender or broker, mortgage lender or servicer, real estate broker, payday lender, financial institution, bill payer or prorater, commodity sales person, certified public accountant, or any other business involving investment or financial transactions.

If the answer is "Yes", describe in the chart below the following for each license—give details:

| <u>License Period</u> | <u>License Number</u> | <u>Type of License/Business</u> | <u>Name and Address of Licensing Entity</u> |
|--------------------------------|-----------------------|---------------------------------|---|
| <u>From:</u> <u>To:</u> | | | |
| <u>From:</u> <u>To:</u> | | | |

Attach separate schedule if space is not adequate.

Insert Full Name
of Individual: _____

Insert Licensee
(Company Name): _____

b. Have you ever been refused a license to engage in any business in this state or any other state, or has any such license ever been suspended, revoked, or surrendered subject to a settlement, or any other similar action?

☐ Yes

☐ No

If the answer is "Yes", give details:

Attach a copy of any settlement.

5. Have you ever been convicted of or pleaded nolo contendere to a misdemeanor or felony other than minor traffic violations ~~citations that do not constitute a misdemeanor or felony offense?~~

~~NOTE: "Convicted" includes a verdict of guilty by judge or jury, a plea of guilty or of nolo contendere or a forfeiture of bail. All convictions must be disclosed even if the plea or verdict was thereafter set aside and the charges against you dismissed or expunged or if you have been pardoned. Convictions occurring while you were a minor must be disclosed unless the record of conviction has been sealed under Section 1203.45 of the California Penal Code or Section 781 of the California Welfare and Institutions Code.~~

"Convicted" includes a verdict of guilty by judge or jury, a plea of guilty or of nolo contendere or a forfeiture of bail. All convictions must be disclosed even if the plea or verdict was thereafter set aside and the charges against you dismissed or expunged or if you have been pardoned. Convictions occurring while you were a minor must be disclosed unless the record of conviction has been sealed under Section 1203.45 of the California Penal Code or Section 781 of the California Welfare and Institutions Code.

☐ Yes

☐ No

If the answer is "Yes", give details:

Insert Full Name

of Individual: _____

Insert Licensee

(Company Name): _____

Attach a copy of any order, judgment or decree. If a conviction was entered under Section 23152(a) of the Vehicle Code, attach a written declaration stating whether drugs were involved.

6. Have you ever been a defendant in a civil court action other than divorce, condemnation or personal injury?

☐ Yes ☐ No

If the answer is "Yes", please complete the following:

Date of suit _____ Location of court _____

Nature of suit _____

Attach a copy of any order, judgment or decree.

7. Have you ever been a subject of a bankruptcy or a petition in bankruptcy?

☐ Yes ☐ No

If the answer is "Yes", give date, title of case, location of bankruptcy filing:

8. Have you ever been refused a bond, or have you ever had a bond revoked or canceled?

Insert Full Name

of Individual: _____

Insert Licensee

(Company Name): _____

☐ Yes ☐ No

If the answer is "Yes", give details:

9. Have you ever changed your name including a woman's maiden name, or ever been known by any name other than that herein listed?

~~(Including a woman's maiden name)~~

☐ Yes ☐ No

If so, explain. Change in name through marriage or court order should also be listed. ~~EXACT DATE OF~~

~~EACH NAME CHANGE MUST BE LISTED.~~ Exact date of each name change must be listed.

10. Have you ever done business under a fictitious firm name either as an individual or in any form of business, e.g., in the partnership, limited liability company, corporation or corporate form other?

☐ Yes ☐ No

If the answer is "Yes", give details ~~set forth particulars:~~

Insert Full Name

of Individual: _____

Insert Licensee

(Company Name): _____

~~NOTE: The following questions must be answered by all persons submitting this questionnaire in connection with an ESCROW AGENT'S LICENSE.~~ The following questions must be answered by all persons submitting this questionnaire in connection with an ESCROW AGENT'S LICENSE.

11. In what capacity will you be employed? _____

~~(E.g., Clerk, Escrow Officer, Manager, Officer, Director, etc.)~~ (e.g., Clerk, Escrow Officer, Manager, Officer, Director, etc.)

12. Do you expect to be a party to, or broker or salesman in connection with escrows conducted by the escrow company which is employing you?

~~Yes~~ ☐ Yes ~~No~~ ☐ No

If the answer is "Yes", give details ~~please explain:~~

~~NOTE: Attach separate schedule if space is not adequate.~~

This statement will be considered confidential information and will be filed and maintained as part of the confidential records not subject to public inspection.

VERIFICATION

I, the undersigned, state that I am the person named in the foregoing Statement of Identity and Questionnaire; that I have read and signed said Statement of Identity and Questionnaire and know the contents thereof, including all exhibits attached thereto, and that the statements made therein, including any exhibits attached thereto, are true, and that I have not omitted any information needed to make this document true.

This verification may be made either before a Notary Public or as a declaration under penalty of perjury.

This form MUST be executed before a Notary Public if it is executed OUTSIDE the State of California.

I certify/declare under penalty of perjury that the foregoing is true and correct.

Executed at _____ ~~(City)~~

(City)

(County)

(State)

this _____ day of _____, 20_____.

(Signature of Declarant Print Name)

(Signature of Individual)

State of _____)

County of _____)

Date _____, 20_____

at _____

(Signature of ~~Affiant~~ Individual)

Subscribed and sworn to before me

_____, 20_____

Notary Public in and for said County and State

~~NOTE: This verification may be made either before a Notary Public or as a declaration under penalty of perjury. This form MUST be executed before a notary public if it is executed OUTSIDE the State of California.~~

STATE OF CALIFORNIA

DEPARTMENT OF CORPORATIONS

INSTRUCTIONS FOR CUSTOMER AUTHORIZATION

FOR DISCLOSURE OF FINANCIAL RECORDS FORM

Enclosed is a Customer Authorization for Disclosure of Financial Records form. The California Corporations Commissioner is authorized to require such authorization from licensees and other persons pursuant to the authority cited in Financial Code Section 22156.

The form must be properly executed and submitted to the Department of Corporations.

If additional authorization forms are needed, they may be obtained from any office of the Department of Corporations or the Department's website (www.corp.ca.gov), or an accurate copy of the form may be used by applicant.

STATE OF CALIFORNIA
DEPARTMENT OF CORPORATIONS

CUSTOMER AUTHORIZATION FOR DISCLOSURE OF
FINANCIAL RECORDS

EXHIBIT E

Pursuant to Financial Code Section 22156 and Government Code Section 7473, any financial institution, wherever situated, possessing financial records of

(Name of ~~Company~~ Applicant as appears on Application)

Licensed under the **CALIFORNIA FINANCE LENDERS LAW**

is hereby authorized to disclose to the California Department of Corporations records of the above-named business licensed under the above-described Act, whether such records relate to accounts which have been closed, accounts which are currently maintained, or accounts which are hereafter established.

This authorization is effective as of the date of execution and shall remain effective until five years after the expiration or revocation of the above-named business licensed under the above-described Act, including renewals of such license.

This authorization may not be revoked.

The terms used in this authorization shall have the definitions contained in the California Right to Financial Privacy Act (Government Code Section 7460 et seq.), and the California Finance Lenders Law (Financial Code Section 22000 et seq.).

The above-named licensee has duly caused this authorization to be signed on its behalf by the undersigned, thereunto duly authorized.

Executed on _____ at _____

(Provide date and city where executed)

(Name of Licensee)

By _____

(Signature)

(Title)

~~STATE OF CALIFORNIA~~

~~DEPARTMENT OF CORPORATIONS~~

~~INSTRUCTIONS FOR CUSTOMER AUTHORIZATION~~

~~FOR DISCLOSURE OF FINANCIAL RECORDS FORM~~

~~On the reverse side is a Customer Authorization for Disclosure of Financial Records form. The Commissioner of Corporations is authorized to require such authorization from licensees and other persons pursuant to the authority cited in Financial Code Section 22156.~~

~~The form must be properly executed and submitted prior to the issuance of a license, qualification, registration, or other authority, and as a condition thereof.~~

~~All information required on the form, except the signature of the person executing the form, is to be typewritten.~~

~~If additional authorization forms are needed, they may be obtained from any office of the Department of Corporations, or an accurate copy of the form may be used by applicant.~~

~~STATE OF CALIFORNIA~~
~~TO THE COMMISSIONER OF CORPORATIONS OF~~
~~THE STATE OF CALIFORNIA~~

~~CONSENT TO SERVICE OF PROCESS~~
~~EXHIBITS I AND K~~

~~KNOW ALL MEN BY THESE PRESENTS:~~

~~That the undersigned, [_____ (a~~
~~corporation, partnership or limited liability company organized under the laws of the State of~~
~~_____), (an individual), (other _____) hereby~~

~~OR~~

~~_____ (an individual),~~

~~OR~~

~~_____ (other entity).]~~

~~hereby irrevocably appoints the Commissioner of Corporations of the State of California, or the~~
~~Commissioner's successor in office, to be the undersigned's attorney to receive service of any~~
~~lawful process in any noncriminal suit, action or proceeding against the undersigned, or the~~
~~undersigned's successor, executor, or administrator which arises under the California Finance~~
~~Lenders Law or any rule or order thereunder after this consent has been filed, with the same force~~
~~and validity as if served personally on the undersigned.~~

~~For the purpose of compliance with the California Finance Lenders Law of the State of California, notice of the service and a copy of the process should be sent by registered or certified mail to the undersigned at the following address:~~

~~_____

(Name and Address)

_____~~

~~Dated: _____~~

~~Dated: _____~~

~~_____
_____~~

~~_____
_____~~

~~Insert name of corporation, partnership,
limited liability company or other entity~~

~~By _____~~

~~Title _____~~

~~OR~~

~~Insert name of individual~~

~~_____
_____~~

ACKNOWLEDGEMENT

STATE OF _____)

State of California _____)

COUNTY OF County of _____)

On _____ before me, (here insert name and title of the officer),
personally appeared _____

On _____ before me, _____,

(Name of Notary)

personally appeared _____ personally

(Here, insert Name and Title of the Officer)

~~known to me (or provided OR proved to me on the basis of satisfactory evidence) to be the
person(s) who/whose name(s) is/are subscribed to the within instrument and acknowledged to me
that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument are the person(s), or the entity upon behalf of which the person(s)
acted, executed the instrument.~~

~~WITNESS my hand and official seal.~~

Signature _____ (Seal)

~~Any certificate of acknowledgement taken in another place state shall be sufficient in this
state the State of California if it is taken in accordance with the laws of the place where the
acknowledgement is made.~~

~~STATE OF CALIFORNIA~~
~~DEPARTMENT OF CORPORATIONS~~
~~AFFIDAVIT REGARDING LAW & RULES~~
~~CALIFORNIA FINANCE LENDERS/BROKERS LICENSE~~
~~EXHIBIT L~~

~~In the matter of the Application for a License under the California Finance Lenders Law, I, the undersigned, authorized to act on behalf of the applicant, declare that the following statements are true and correct:~~

- ~~1. I (we) have obtained and read copies of the California Finance Lenders Law (Division 9 of the California Financial Code) and the Finance Company Rules (Chapter 3, Title 10, California Code of Regulations) and am familiar with their content.~~
- ~~2. I (we) agree to comply with all of the provision of the California Finance Lenders Law and Finance Company Rules.~~

~~Additionally, by signing this declaration as provided for on the Execution Page, the applicant hereby agrees (or attests) or declares their understanding of the following items listed below:~~

- ~~1. That the brokers license issued pursuant to this Division does not provide the authority to broker loans to a lenders that are not licensed as finance lenders as defined in Section 22009 and that finance lenders may not pay compensation for brokerage services (i.e.,~~

~~brokerage commission, finders fee, referral fees, etc.) to anyone not licensed as a broker under this Division, except for those exempt persons as provided for in Section 1451 of the Rules.~~

- ~~2. That the applicant will maintain staff adequate to meet the requirements of the California Finance Lenders Law, as prescribed by rule or order of the Commissioner of Corporations.~~
- ~~3. That the applicant will keep and maintain for 24 36 months from the date of final entry the business records and other information required by law or rules of the Commissioner of Corporations regarding any mortgage loan made or serviced in the course of the conduct of its business.~~
- ~~4. That the applicant will file with the Commissioner of Corporations any report required by the Commissioner.~~
- ~~5. That the applicant will file with the Commissioner of Corporations an amendment to this application prior to any material change in the information contained in the application for licensure, including, without limitation, the plan of operation.~~
- ~~6. That the applicant will submit to periodic examinations by the Commissioner of Corporations as required by the California Finance Lenders Law.~~

~~7. That the applicant will maintain a register of all loans made or brokered under this license that will be updated at least monthly, and that the information maintained in the register will include the name and address of the borrower, account number, amount of loan, date of loan, terms, total of payments and the annual percentage rate, and that the register will also show the account number, name of borrower and payoff date of all loans paid in full.~~

~~8. That the applicant will hereby attest that the applicant (including officers, directors and principals) has not engaged in conduct that would be cause for denial of a license. Only one declaration required for each applicant.~~

~~I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on _____ at _____~~

~~(date)~~

~~(place)~~

~~(Signature)~~

~~(Print name and title)~~

NOTE: Authority cited: Section 22150, Financial Code. Reference: Section 22000, et seq., Financial Code.

~~2.3.~~ Amend Section 1423 to read:

1423. Short Form Application for Licensees Seeking Additional Location License; Form.

(a) The application for a licensee seeking an additional location license pursuant to Financial Code Section 22102**(b)** shall be filed upon the form set forth in subdivision ~~(e)~~ **(b)** of this section. An applicant under this section must currently hold a valid finance lender or broker license pursuant to Financial Code Sections 22100 and 22101.

~~(b) Within 20 calendar days from the receipt of the application under this rule, the Commissioner shall inform the applicant, in writing, that the application is complete and accepted for filing, or that the application is deficient and specify what information is required to complete the application. Within 15 calendar days from the filing of a completed application, the Commissioner shall reach a decision on the license.~~

~~(e)~~ **(b)** An application for a licensee as set forth in subdivision (a) shall be submitted to the Commissioner on the following form:

(Department of Corporations Use Only)

DEPARTMENT OF CORPORATIONS

Fee Paid \$ _____

File No. _____

Receipt No. _____

STATE OF CALIFORNIA

DEPARTMENT OF CORPORATIONS

“SHORT FORM APPLICATION”

FOR A LICENSE UNDER THE

CALIFORNIA FINANCE LENDERS LAW

FOR A LICENSEE CURRENTLY HOLDING ONE OR MORE LICENSES

~~APPLICATION FOR A LICENSE AS A:~~ ☐ LENDER ~~_____~~ ☐ BROKER ~~_____~~ ☐ BOTH

This application must be accompanied ~~by a fee of \$300~~ by a nonrefundable application fee of \$200 and a nonrefundable investigation fee of \$100. ~~which includes an application fee of \$200, and an investigation fee of \$100, both of which are non-refundable.~~ (Financial Code Section 22103.) The application (together with the fees payable to the Department of Corporations) must be filed ~~only~~ ONLY in the Los Angeles office of the Department of Corporations, located at 320 West 4th Street, Suite 750, Los Angeles, CA 90013.

A licensee seeking to engage in business at a new location must submit this application to the California Corporations Commissioner by certified mail, return receipt requested, at least 10 days before engaging in business at the new location.

1. Name of applicant: _____

Fictitious Business Name (FBN): _____

(FBN must already be on file with the Department. [Financial Code Section 22102(e)])

(If the applicant ~~will be doing~~ wishes to do business under a fictitious business name that has not been previously provided to the Department of Corporations (Department), additional information will need to be submitted under separate cover. Use of a new proposed FBN is not allowed until such time as written approval is received from the Department approving the use of such name. Approval of a new FBN may be requested by submitting under separate cover provide a copy of the Certificate of Filing and Proof of Publication, both of which bear the County Clerk's filing stamp. Fictitious Business Name Statement with the "file stamp" from the county clerk's office. The applicant's name must appear as a registrant on the Fictitious Business Name Statement. Refer to Section 17000 17900 of the Business and Professions Code for the requirements of for filing this statement. (Financial Code Section 22155+)

2. Applicant's licensed place of business will be located at (Financial Code Section 22106):

~~(If outside of California provide statement required in Financial Code Section 22106.)~~

(Number and Street) (City) (County) (State) (Zip)

(Telephone Number)

(Fax Number)

3. The FULL first, middle (if no middle name, so indicate) and last name (~~if no middle name, so indicate~~) of the individual in charge of this location. Each office must have a person who is in charge.

*(Last Name)

(First Name)

(Middle Name)

(*Furnish a Statement of Identity and Questionnaire (FS 512 SIQ). The form is attached. If ~~this the SIQ~~ Statement of Identity and Questionnaire form has already been provided to the Department for this individual, there is no need to provide another form. (~~Form attached.~~) (Financial Code Section 22105-))

4. ~~Please indicate~~ Indicate by marking the appropriate box if there has been or will be ANY CHANGE in the applicant's plan of business of making or brokering loans or other business as described in Financial Code Section 22154 that was previously submitted to the Department of Corporations. If "yes", ~~please~~ provide explanation.

[] Yes (~~please~~ explain) _____

[] No.

5. ~~Please provide~~Provide license number and address of one other ~~CFL~~California Finance Lenders
Law license held by this applicant.

~~File #~~License Number _____ Address _____

6. ~~Please provide~~Provide the name, ~~title, and~~ address, email address, and telephone number of the
person to contact regarding this application. The license will also be mailed to this person unless
otherwise instructed. The name of the person must be a responsible officer or compliance person
from the main office of the company. The name of the branch manager does not belong here.

Attention: _____

(Name)

(~~Title~~)

(~~Telephone Number~~) Title

(Number and Street)

(City)

(State) (Zip Code)

~~Email Address:~~ _____

(Email Address)

(Telephone Number)

In the event of the issuance of a license, applicant agrees to comply with the requirements of the California Finance Lenders Law and rules adopted, and orders issued, by the California Corporations Commissioner of Corporations, and further agrees that in the event of any change of its officers, directors, or any other persons named in this application, that an amendment to the application ~~reflecting such change~~ containing the same information in relation to the new person(s) as is required in the application shall be filed with the California Corporations Commissioner within sixty days from the date of the change, ~~be filed with the California Corporations Commissioner of Corporations setting forth the change, the effective date of the change, the names of the persons involved in the change, and a statement of the qualifications of each successor person.~~ (Financial Code Section 22105(a), California Code of Regulations Sections 1409, 1446 (10 C.C.R. §§ 1409, 1446).)

WHEREFORE, applicant requests that a license be issued by the California Corporations
~~Commissioner of Corporations~~ authorizing applicant to engage in business under the California
Finance Lenders Law within the State of California.

If the proposed location in Item Number 2 is out-of-state, applicant agrees to make its books and
records available in this state, or pay the reasonable expenses incurred during an investigation or
examination outside this state.

The applicant has duly caused this application to be signed on its behalf by the undersigned,
thereunto duly authorized.

The undersigned, on behalf of the applicant, acknowledges that this application and all exhibits
thereto which are not designated as confidential are subject to public inspection pursuant to
Section 250.9.1, Chapter 3, Title 10, California Code of Regulations. A request for
confidentiality of certain documents may be requested pursuant to Section 250.10. If a request
for confidential treatment is granted (or denied), the person making such request will be notified
in writing.

I declare under penalty of perjury that I have read the foregoing application, including all Exhibits
attached thereto, or filed therewith, and know the contents thereof, and that the statements therein
are true and correct.

| | |
|---------------------------|----------------------------|
| | _____ |
| | (Applicant) |
| Executed at _____ | _____ |
| (City, County, and State) | (Signature of Declarant)* |
| Date _____ | _____ |
| | (Typed Name of Declarant)* |
| | _____ |
| | (Title)* |

*This Short Form Application must be signed by an officer who has PREVIOUSLY completed and submitted a Statement of Identity and Questionnaire. No other officer is authorized to sign documents on behalf of the applicant.

NOTE: Authority cited: Section 22150, Financial Code. Reference: Sections 22101, 22102 and 22106, Financial Code.